

**SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION**

S.F. No. 4536

(SENATE AUTHORS: WESENBERG, Kreun, Eichorn, Farnsworth and Kupec)
DATE 03/04/2024 D-PG Introduction and first reading OFFICIAL STATUS Referred to Judiciary and Public Safety

1.1 A bill for an act
1.2 relating to civil law; requiring actual notice for easements held by a government
1.3 entity; proposing coding for new law in Minnesota Statutes, chapter 117.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. [117.80] ACTUAL NOTICE REQUIRED; EASEMENTS.

1.6 Notwithstanding any law to the contrary, a local, state, or any other government entity
1.7 with an easement over private property must provide actual notice to an owner by mail,
1.8 email, or telephone before using the easement. A municipality or state agency failing to
1.9 provide actual notice under this section is subject to a civil penalty of \$500 per violation.
1.10 An owner aggrieved by a violation of this section may bring an action in district court to
1.11 recover actual damages, any penalties under this section, costs, and reasonable attorney
1.12 fees.